

STATE OF CONNECTICUT  
DEPARTMENT OF PUBLIC HEALTH  
OFFICE OF PRACTITIONER LICENSING AND CERTIFICATION

In re: Tylette P. Cull

Petition No. 2002-1126-000-107

**PRELICENSURE CONSENT ORDER**

WHEREAS, Tylette P. Cull of Syracuse, New York (hereinafter "respondent") has applied for licensure to practice as a practical nurse by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 378 of the General Statutes of Connecticut, as amended; and, WHEREAS, respondent agrees that:

1. The Department has at no time issued respondent a license to practice the occupation of practical nursing under the General Statutes of Connecticut, Chapter 378.
2. Between July 1990 and June 2001, respondent was convicted of multiple offenses in the state of New York, three of which constitute felonies. The felony convictions include Assault 2 in December 1995, Forgery 2 in December 1996 and Criminal Contempt 1 in May 2001. Respondent was released from her most recent period of probation in June 2001.
3. From June 22, 2001 through September 12, 2001, respondent was employed by Nursefinders of Syracuse, New York. During this period of time, respondent was placed at several different nursing facilities. At least three of these facilities subsequently banned her from their premises, citing her unreliability, lack of adequate clinical skills and lack of thoroughness in patient care.
4. The conduct described above constitutes grounds for the denial of respondent's application for licensure pursuant to §19a-14 of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to §19a-14 of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives the right to a hearing on the merits of her application for licensure.
2. After satisfying the requirements for licensure as a practical nurse as set forth in Chapter 378 of the General Statutes of Connecticut, respondent's license to practice will be issued.
3. Respondent's license to practice as a practical nurse in the State of Connecticut shall, immediately upon issuance, be placed on probation for two (2) years under the following terms and conditions:
  - a. Respondent shall provide her employer at each place where she practices as a licensed practical nurse throughout the probationary period with a copy of this Consent Order within fifteen (15) days of its effective date, or within fifteen (15) days of commencement of employment at a new facility. Respondent agrees to provide reports from such employer on a quarterly basis during the entire probationary period, stating that respondent is practicing with reasonable skill and safety.
  - b. During the period of probation, respondent shall not be employed by a home health care agency or assisted living services agency, nor shall she engage in independent practice of any kind.
  - c. In the event that respondent is not employed as a practical nurse for periods of thirty (30) consecutive days or longer, or is employed as a practical nurse less than twenty (20) hours per week, or is employed outside of the State of Connecticut, respondent shall notify the Department in writing. Such period of time shall not be counted in reducing the probationary period covered by this Prelicensure Consent Order.
4. Respondent shall comply with all state and federal statutes and regulations applicable to her license.
5. Respondent shall notify the Department of any change(s) in her employment within fifteen (15) days of such change.

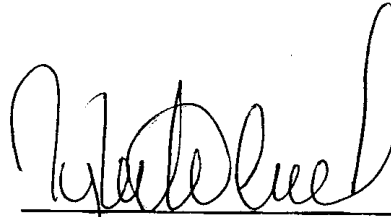
6. Respondent shall notify the Department of any change(s) in her home and/or business address within fifteen (15) days of such change.
7. Any deviation from the term(s) of this Prelicensure Consent Order without prior written approval of the Department shall constitute a violation. A violation of any term(s) of this Prelicensure Consent Order shall result in the right of the Department in its discretion to immediately deem respondent's practical nurse license rescinded. Any extension of time or grace period for reporting granted by the Department shall not be a waiver or preclude the Department's right to take action at a later time. The Department shall not be required to grant future extensions of time or grace periods. Notice of the rescision of the license shall be sent by the Department to respondent's address of record. Respondent waives any right to a hearing on the issue of violation of the terms of this Prelicensure Consent Order.
8. That correspondence and reports required by the terms of this Prelicensure Consent Order are to be addressed to:

Bonnie Pinkerton, Nurse Consultant  
Department of Public Health  
Division of Health Systems Regulation  
410 Capitol Avenue, MS #12HSR  
P.O. Box 340308  
Hartford, Connecticut 06134-0308

9. Legal notice shall be sufficient if sent to respondent's last known address of record reported to the Licensure and Registration Section of the Office of Practitioner Licensing and Certification of the Department.
10. Respondent understands that this Prelicensure Consent Order may be considered as evidence of the above-admitted violations in any proceeding before the Connecticut Board of Examiners for Nursing in which (1) her compliance with this Prelicensure Consent Order is at issue, or (2) her compliance with §20-99 of the Connecticut General Statutes, as amended, is at issue.

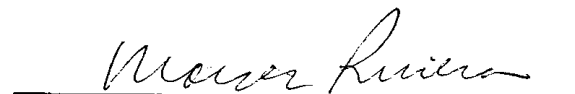
11. This Prelicensure Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, this Prelicensure Consent Order is not subject to appeal or review under the provisions of Chapters 54 and 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any other rights that she may have under the laws of the State of Connecticut or of the United States.
12. This Prelicensure Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
13. This Prelicensure Consent Order is effective when accepted and approved by a duly appointed agent of the Department.
14. Respondent understands this Prelicensure Consent Order is a matter of public record.
15. Respondent understands she has the right to consult with an attorney prior to signing this Prelicensure Consent Order.

I, Tylette P. Cull, have read the above Prelicensure Consent Order, and I agree to the terms and allegations set forth therein. I further declare the execution of this Prelicensure Consent Order to be my free act and deed.

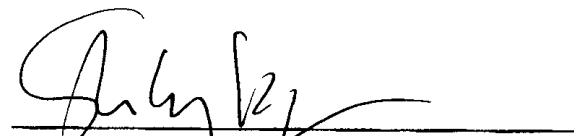
  
Tylette P. Cull

Subscribed and sworn to before me this 4 day of December 2002.

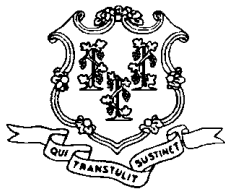


  
Notary Public or person authorized  
by law to administer an oath or  
affirmation

The above Prelicensure Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 11<sup>th</sup> day of December 2002, it is hereby ordered and accepted.

  
Stanley K. Peck, Director  
Legal Office

Petition No. 2002-1126-000-107  
jc



# STATE OF CONNECTICUT

## DEPARTMENT OF PUBLIC HEALTH

March 26, 2003

Tylette P. Cull  
601 Catherine Street, Apt. 3  
Syracuse, NY 13203

Dear Ms. Cull:

This is in regard to your Connecticut practical nurse license which was granted December 13, 2002, in accordance with the terms of a Prelicensure Consent Order, Petition Number 2002-1126-000-107.

Pursuant to paragraph 7 of the Prelicensure Consent Order, any deviation from the term(s) of the Prelicensure Consent Order without prior written approval of the Department of Public Health shall constitute a violation. A violation of any term(s) of the order shall result in the right of the Department, in its discretion, to immediately deem your practical nurse license rescinded.

Please be advised that the Department has determined that you have violated the terms of the Prelicensure Consent Order in that you worked for three separate facilities while in the employ of a placement agency, Nurse Network, without providing the agency with a copy of your Prelicensure Consent Order or advising them of your license probation.

As a result of the above violation, the Department has determined to rescind your practical nursing license effective the date of this letter. Please note that pursuant to paragraph 7, you waived any right to a hearing on the issue of violation of the terms of the Order.

Please return your three-part license documents to the Department's Office of Practitioner Licensing and Certification no later than April 9, 2003, to the attention of Jan Cordero, Licensing Examination Assistant.

Sincerely,

Stanley Peck, Director  
Legal Office

C: ✓ Jennifer Filippone, Public Health Services Manager  
Jeffrey Kardys, Administrative Hearings Specialist/Board Liaison  
Bonnie Pinkerton, Registered Nurse Consultant

SP/jc



Phone:

Telephone Device for the Deaf (860) 509-7191  
410 Capitol Avenue - MS # \_\_\_\_\_  
P.O. Box 340308 Hartford, CT 06134

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